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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re the application of: Irwin J. Griffith et al.

Serial No.: 08/737,904

Filed: November 20, 1996

For: T CELL EPITOPES OF RYEGRASS POLLEN
ALLERGEN

Attorney Docket No.: IMI-040CP3 (075.1 US)

Group Art Unit: 1644

Examiner: R. Schwadron

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Commissioner for Patents
Washington, D.C. 20231

Certificate of First Class Mailing (37 CFR 1.8(a))

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24 Sep 01
Date of Signature and of Mail Deposit

By:

Jeanne M. DiGiorgio
Jeanne M. DiGiorgio
Reg. No. 41,710
Attorney for Applicant

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT
UNDER 37 C.F.R. 1.181**

Dear Sir:

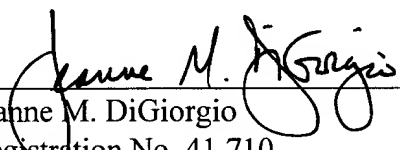
Applicants' Attorney hereby petitions the Commissioner under 37 C.F.R. 1.181 to withdraw the holding of abandonment in the above-identified application. In particular, the Notice of Abandonment, dated August 8, 2001 (a copy of which is enclosed as Appendix A), states that the above-referenced application was abandoned based on "Applicants' failure to timely file a proper reply to the Office letter mailed on January 22, 2001."

However, as evidenced by the date-stamped return postcard (a copy of which is enclosed as Appendix B), Applicants filed a timely reply on March 22, 2001 to the Office letter dated January 22, 2001 which was received by the Patent Office on March 26, 2001. A copy of the complete reply is enclosed as Appendix C. Appendix C includes a copy of each of the following documents as filed on March 22, 2001: (1) Transmittal Letter; (2) Preliminary Amendment; (3) Response to Notice to Comply with Requirements for Patent Application Containing Nucleotide and/or Amino Acid Sequence Disclosures"; (4) Request for One-Month Extension of Time; (5) the Examiner's communication and "Notice to Comply with Requirements for Patent Application Containing Nucleotide and/or Amino Acid Sequence Disclosures"; (6) Written Copy of Sequence Listing; (7) Transmittal letter for Diskette of Sequence Listing; (8) Copy of Diskette label containing Sequence Listing; (9) A check in the amount of \$110.00; and (10) date stamped return postcard indicating that this reply was received by the Patent Office on March 26, 2001.

Accordingly, based on the above-stated facts, Applicants' Attorney requests that the holding of abandonment of the present application be withdrawn.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP



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Dated: 24 Sep 01

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